

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**CORRECTED  
FISCAL NOTE**

**HB 1499 - SB 1785**

March 14, 2014

**SUMMARY OF BILL:** Authorizes, by passage of resolution, local governments to prohibit smoking on the grounds of any building owned or utilized by the local government or in the public areas immediately outside of such building, up to fifty feet from the entrance of the building.

**ESTIMATED FISCAL IMPACT:**

*Public Chapter 446 of 2013 requires any fiscal note attached to a bill referred to the Business and Utilities Committee and the Insurance and Banking Committee of the House of Representatives and the Commerce and Labor Committee of the Senate to include an Impact to Commerce Statement beginning January 1, 2014. This fiscal note is being corrected to include an Impact to Commerce Statement. The fiscal analysis of the original fiscal note dated January 29, 2014 has not changed.*

**Increase Local Revenue – Not Significant**

**Increase Local Expenditures – Not Significant**

**Other Fiscal Impact – If a local government opts to erect signage indicating smoking is prohibited, there will be an increase in local government expenditures; however any such increase will be permissive.**

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-17-1551, a local government has the authority to regulate the use of tobacco products in buildings owned or leased by the local government, and may, by resolution, prohibit smoking on the grounds of a hospital or in the public areas immediately outside the hospital.
- The provisions of this bill would expand the ability of local governments to prohibit smoking on the grounds of any building owned or utilized by the local government by means of resolution.
- According to the Municipal Technical Advisory Service (MTAS) and the County Technical Assistance Service (CTAS), any increase in local government expenditures will be as a result of any signage the local government would wish to erect providing

notification that smoking was prohibited. However any increase in expenditures for the erection of signage will be permissive.

- It is assumed any vote required for passage of a resolution to prohibit smoking can be accomplished at a regularly scheduled meeting.
- Any additional fine revenue collected by local government as a result of violations is estimated to be not significant.

## **IMPACT TO COMMERCE:**

### **NOT SIGNIFICANT**

Assumption:

- The provisions of the bill will authorize local governments to prohibit smoking on the grounds of any building owned or utilized by the local government. Any impact to commerce throughout the state is estimated to be not significant.

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read 'Lucian D. Geise'.

Lucian D. Geise, Executive Director

/jrh